

Town of Frederick Town Board



Eric Doering, Mayor

Sue Wedel, Mayor Pro Tem
Liberta Hattel, Trustee
Amy Schiers, Trustee

Tony Carey, Trustee
Gerry Pfirsch, Trustee
Jim Wollack, Trustee

IM 2009- 002

TO REAFFIRM THE TOWN OF FREDERICK'S ABILITY TO LIEN PROPERTY FOR FAILURE TO PAY UTILITY BILLS

Agenda Date: Town Board Meeting – January 13, 2009

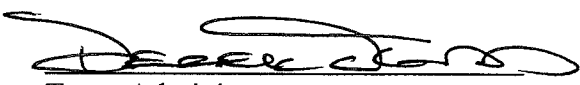
Attachments: Resolution No. _____

Issue/Request: With the recent implementation of the new Town-wide curbside refuse collection and recycling service and with the impending implementation of the Town-operated storm water drainage utility, the Town Attorney's office and town staff have been pressed to carefully research exactly how payment will be enforced for those new utilities. Placing liens on properties appears to be the best option, and staff requests that the Board of Trustees reassert that ability via a resolution.

Submitted by:


Jordan Eichen

Approved for Presentation:


Town Administrator

AV Use Anticipated

Projector _____ Laptop _____

Certification of Board Review:

Town Clerk

Date

Detail of Issue/Request: When asked by citizens, "what will the penalty be if I don't pay my trash (or other utility) bill," it would be very helpful if staff members were able to provide the resident in question with a copy of a resolution that stated clearly and succinctly that the penalty for non-payment of said bill is a lien for trash or storm water, or a shut-off for water (as the case may be- water shut-off for non-payment of trash or storm-water is not an option for reasons that are better explained by Attorney Samson). Technically, the Town has and has had the right to lien property in these cases, but it would likely prove helpful, for the purpose of clarification, if that right was to be reaffirmed via a simple resolution that could be referred to and handed out to residents if requested.

Legal/Political Considerations:

Alternatives/Options:

Option A: Adopt Resolution _____.

Option B: Do not adopt Resolution _____.

Option C: Direct staff to pursue some other course of action.

Financial Considerations:

Staff Recommendation: Staff seeks direction from the Board.